



DEPARTMENT OF THE NAVY
BOARD FOR CORRECTION OF NAVAL RECORDS
2 NAVY ANNEX
WASHINGTON, D.C. 20370-5100

LCC:ddj
Docket No: 6837-00
28 November 2000

From: Chairman, Board for Correction of Naval Records
To: Secretary of the Navy

Ref: (a) Title 10 U.S.C. 1552

Encl: (1) DD Form 149 w/attachments
(2) CNO memorandum 7220 SER N130C3/0U0583 of 1 November 2000
(3) Subject's naval record

1. Pursuant to the provisions of reference (a), Subject hereinafter referred to as Petitioner, filed enclosure (1) with this Board requesting, in effect, that the applicable naval record be corrected to show entitled to reimbursement for cost of return travel to Spain for spouse who had returned to the United States for emergency reasons.

2. The Board, consisting of Messrs. Leeman, McPartlin, and Pfeiffer, reviewed Petitioner's allegations of error and injustice on 28 November 2000 and, pursuant to its regulations, determined that the corrective action indicated below should be taken on the available evidence of record. Documentary material considered by the Board consisted of the enclosures, naval records, and applicable statutes, regulations and policies.

3. The Board, having reviewed all the facts of record pertaining to Petitioner's allegations of error and injustice, finds as follows:

a. Before applying to this Board, Petitioner exhausted all administrative remedies available under existing law and regulations within the Department of the Navy.

b. In correspondence attached as enclosure (2), the office having cognizance over the subject matter addressed in Petitioner's application has commented to the effect that the request has merit and warrants favorable action.

CONCLUSION

Upon review and consideration of all the evidence of record, and especially in light of the contents of enclosure (2), the Board finds the existence of an injustice warranting the following corrective action.

RECOMMENDATION:

That Petitioner's naval record be corrected, where appropriate, to show that:

a. Temporary Additional Duty (Travel Orders) were issued on "20 August 2000" vice "12 September 2000" authorizing Emergency Leave for the dependent spouse of the Petitioner for round trip travel for emergency reasons under the provisions of the Joint Federal Travel Regulations, Part H, Paragraph U7205.


b. Petitioner is authorized reimbursement for what the cost of the travel for the return transportation of the spouse from Norfolk, VA to Spain would have cost the U. S. Government not to exceed what the member would have paid for the travel at the military rate, whichever is less.

(NOTE: Petitioner should go to the closest facility which can compute travel vouchers and ask them to compute monies due for this action. Petitioner must present to the Agency computing the money due a copy of any previous vouchers pertaining to this travel. **The Agency making the computation will not make the actual payment.** Petitioner will then forward the computations of monies due, a copy of this letter and any other vouchers pertaining to this travel to DFAS-DE/FYCC, 6760 E. Irving Place, Denver, CO 80279-7100.)

c. That a copy of this Report of Proceedings be filed in Petitioner's naval record.

4. Pursuant to Section 6(c) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(c)) it is certified that quorum was present at the Board's review and deliberations, and that the foregoing is a true and complete record of the Board's proceedings in the above entitled matter.

ROBERT D. ZSALMAN
Recorder


G. L. ADAMS
Acting Recorder

Docket No: 6837-00

5. Pursuant to the delegation of authority set out in Section 6(e) of the revised Procedures of the Board for Correction of Naval Records (32 Code of Federal Regulations, Section 723.6(e)) and having assured compliance with its provisions, it is hereby announced that the foregoing corrective action, taken under the authority of reference (a), has been approved by the Board on behalf of the Secretary of the Navy.

28 November 2000



W. DEAN PFEIFFER
Executive Director